

CRM-M-4847-2021 (O&M)

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-4847-2021 (O&M).
Date of Decision:-09.09.2021.

Pawan

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Suvir Sidhu, Advocate for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

VIKAS BAHL, J. (Oral)

This is the second petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR No.114 dated 30.05.2018 under Sections 279, 302, 307 IPC and Section 3 of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989, registered at Police Station Agroha, District Hisar.

Learned counsel for the petitioner has argued that the petitioner has been inside since 30.05.2018 i.e., more than 03 years and 02 months and still the trial has not been completed.

Learned State counsel, on the other hand, on instructions from ASI Rawat, has submitted that out of 17 witnesses 16 witnesses have been examined.

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In view of the above, learned counsel for the petitioner prays to withdraw the present petition at this stage but, however, submits that in case the trial is not concluded within 03 months, in such situation, the petitioner should be entitled to file an application for regular bail and the withdrawal of the present petition should not come in his way.

Accordingly, the present petition is dismissed as withdrawn at this stage.

However, learned trial Court is directed to expeditiously decide the present case, preferably within a period of 03 months. In case the trial is not completed within a period of 03 months from the date of receipt of a certified copy of this order, then the petitioner would be entitled to file a fresh bail application and the withdrawal of the present petition would not come in his way to agitate the same.

Needless to mention that the petitioner as well as the State would fully cooperate in helping the trial Court to decide the matter expeditiously.

Since the main case has been decided, pending criminal miscellaneous application, if any, shall stand disposed of.

(VIKAS BAHL)
JUDGE

September 09, 2021.

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No